

## Merger Enforcement Actions - Part 2 Consents (FY 2000)

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Matter	Enforcement Date	Industry
<b>1. 0010100 - Unocal Corp. / Agrium Inc.</b>  <a href="http://www2.ftc.gov/os/caselist/c3981.shtml">http://www2.ftc.gov/os/caselist/c3981.shtml</a>  A consent order requires Agrium to divest a deepwater terminal near Portland, Oregon, an up water terminal in central Washington and other assets settling charges concerning its proposed acquisition of the nitrogen fertilizer business of Union Oil Company of California. Agrium and Unocal are the leading producers in the Northwest of nitrogen fertilizer – anhydrous ammonia, urea and UAN 32% solution – ingredients used for plant growth.	9 /29/2000	Manufacturing – Industrial Goods
<b>2. 0010092 - Boeing Co / Hughes Electronics</b>  <a href="http://www2.ftc.gov/os/caselist/c3992.shtml">http://www2.ftc.gov/os/caselist/c3992.shtml</a>  The consent order permits the acquisition of Hughes Space and Communications, a subsidiary of General Motors Corporation, but prohibits Boeing from providing systems engineering and technical assistance (SETA) to the U.S. Department of Defense for a specific classified program. According to the complaint, Boeing is the sole supplier of SETA programs and Hughes is one of two competing contractors.	9 /27/2000	Defense – Equipment and Engineering Services
<b>3. 9910308 - Hannaford Brothers Co</b>  <a href="http://www2.ftc.gov/os/caselist/c3962.shtml">http://www2.ftc.gov/os/caselist/c3962.shtml</a>  The consent order permitted the merger of Etablissements Delhaize Freres et Cie “Le Lion” S.A. and Delhaize America, Inc. with Hannaford Bros. Co. and required the sale of 37 Hannaford supermarkets and one Hannaford site to three different buyers.	7 /25/2000	Retail – Grocery/Supermarkets
<b>4. 0010059 - Pfizer Inc / Warner Lambert Co</b>  <a href="http://www2.ftc.gov/os/caselist/c3957.shtml">http://www2.ftc.gov/os/caselist/c3957.shtml</a>  Final consent order permits Pfizer's merger with Warner-Lambert Company and requires divestitures in several pharmaceutical markets including: Pfizer's RiD brand of head lice treatment; Pfizer's antidepressant drug, Celexa; Warner's Cognex, a drug used in the treatment of Alzheimer's disease; and assets relating to the Epidermal Growth Factor receptor tyrosine kinase inhibitor - drugs under development to treat solid cancerous tumors such as head and neck, non-small cell lung, breast, ovarian, pancreas and colorectal cancers.	6 /19/2000	Health Care – Prescription Drugs
<b>5. 9810108 - Service Corporation Intl</b>  <a href="http://www2.ftc.gov/os/caselist/c3959.shtml">http://www2.ftc.gov/os/caselist/c3959.shtml</a>  Service Corporation International divested the LaGrone Funeral Home, acquired in 1994, to settle charges that the acquisition gave Service Corporation a monopoly in the provision of funeral services in Roswell, New Mexico. The order also requires Service Corporation, for ten years, to obtain prior Commission approval before acquiring any funeral home serving Chaves County, New Mexico.	5 /18/2000	Professional Services (Non Health Care) – Funeral
<b>6. 0010080 - Phillips Petroleum Co / Duke</b>  <a href="http://www2.ftc.gov/os/caselist/c3932.shtml">http://www2.ftc.gov/os/caselist/c3932.shtml</a>  Duke agreed to divest 2,780 miles of gas gathering pipeline in Kansas, Oklahoma and Texas to settle antitrust concerns stemming from Duke's and Phillips Petroleum Company's proposed merger of their natural gas gathering and processing businesses; and its proposed acquisition of gas gathering assets in central Oklahoma from Conoco Inc. and Mitchell Energy and Development Corporation The new company will be known as Duke Energy Field Services, L.L.C.	5 /9 /2000	Energy – Natural Gas
<b>7. 9910218 - FMC Corporation</b>  <a href="http://www2.ftc.gov/os/caselist/c3935.shtml">http://www2.ftc.gov/os/caselist/c3935.shtml</a>  The consent order requires FMC to divest its phosphorus pentasulfide business in Lawrence, Kansas to Peak Investments, LLC and Solutia Inc.'s phosphate assets in Augusta, Georgia to Societe Chimique Prayon-Rupel to settle charges that the proposed FMC/Solutia joint venture could substantially lessen competition in the United States market for pure phosphoric acid and phosphorus pentasulfide.	4 /7 /2000	Manufacturing – Chemicals/Industrial Gases

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<b>8. 9910237 - Rhodia / A&amp;W</b>  <a href="http://www2.ftc.gov/os/caselist/c3930.shtm">http://www2.ftc.gov/os/caselist/c3930.shtm</a>  Rhodia divested certain assets to resolve antitrust concerns stemming from its acquisition of Albright & Wilson PLC. The consent order permits the acquisition but requires the divestiture of Albright's interest in its United States phosphoric acid joint venture to its joint venture partner, Potash Corporation of Saskatchewan.	3 /14/2000	Manufacturing – Chemicals/Industrial Gases
<b>9. 9910298 - Chicago Title Corporation</b>  <a href="http://www2.ftc.gov/os/caselist/c3929.shtm">http://www2.ftc.gov/os/caselist/c3929.shtm</a>  A consent order settled charges that Fidelity's acquisition of Chicago Title Corporation would reduce competition for title information services in San Luis Obispo, Tehama, Napa, Merced, Yolo, and San Benito, California. The order requires the divestiture of title plants in each of the six areas.	1 /12/2000	Professional Services (Non Health Care) – Other
<b>10. 9910281 - RHI AG / Global</b>  <a href="http://www2.ftc.gov/os/caselist/c4005.shtm">http://www2.ftc.gov/os/caselist/c4005.shtm</a>  A consent order permits the acquisition of Global Industrial Technologies, Inc. and requires the divestiture of two refractories manufacturing facilities – Global's Hammond, Indiana and Marelán, Quebec plants – to Resco Products, Inc. According to the complaint, the proposed acquisition would create the largest producer of refractories in North America with dominant positions in the magnesia - carbon brick refractory market and in the high alumina brick refractory market. Refractories are used to line furnaces in many industries that involve the heating or containment of solids, liquids, or gases at high temperatures.	12/30/1999	Manufacturing – Industrial Goods
<b>11. 9910167 - MacDermid, Inc. / Polyfibron Tec</b>  <a href="http://www2.ftc.gov/os/caselist/c3911.shtm">http://www2.ftc.gov/os/caselist/c3911.shtm</a>  A consent order permits MacDermid's acquisition of Polyfibron Technologies, Inc. and requires the divestiture, among other things, of Polyfibron's liquid photopolymer business to Chemence Inc. According to the complaint, the acquisition would result in a monopoly in the production, distribution and sale of liquid and solid photopolymer in North America. Photopolymers are used to make flexographic printing plates.	12/22/1999	Manufacturing – Industrial Goods
<b>12. 9910071 - Hoechst AG</b>  <a href="http://www2.ftc.gov/os/caselist/c3919.shtm">http://www2.ftc.gov/os/caselist/c3919.shtm</a>  A final order settled charges stemming from Hoechst's merger with Rhone-Poulenc S.A. According to the complaint, the merger (the merged firm would be renamed Aventis S.A.) raised antitrust concerns in the market for cellulose acetate and direct thrombin acetate. The order requires the divestiture of the 'subsidiary, Rhodia, a specialty chemicals firm that produces cellulose acetate.	12/2 /1999	Manufacturing – Chemicals/Industrial Gases
<b>13. 9910077 - Exxon Corporation</b>  <a href="http://www2.ftc.gov/os/caselist/c3907.shtm">http://www2.ftc.gov/os/caselist/c3907.shtm</a>  A consent order settled antitrust concerns stemming from Exxon's acquisition of Mobil Corporation, but requires the largest retail divestiture in Commission history. The divestitures, representing only a fraction of the worldwide assets of Exxon and Mobil, include 2,431 gas stations; an Exxon refinery in California; a pipeline; and other assets. According to the complaint, the proposed merger would injure competition in moderate concentrated markets -California gasoline refining, marketing and retail sales of gasoline in the Northeast, Mid-Atlantic and Texas; and in the highly concentrated markets for jet turbine oil.	11/30/1999	Energy – Petroleum
<b>14. 9910306 - Reckitt &amp; Coleman plc</b>  <a href="http://www2.ftc.gov/os/caselist/c3918.shtm">http://www2.ftc.gov/os/caselist/c3918.shtm</a>  A final order permits Reckitt & Colman to acquire Benckiser N.V. from NRV Vermögensverwaltung GmbH but requires the divestiture of Benckiser's Scrub Free and Delicare business to Church & Dwight, Inc., producers of household cleaning products.	11/24/1999	Manufacturing – Consumer Goods (non Food & Bev.)
<b>15. 9910240 - Precision Castparts Corp.</b>  <a href="http://www2.ftc.gov/os/caselist/c3904.shtm">http://www2.ftc.gov/os/caselist/c3904.shtm</a>  A final order requires the divestiture of large titanium stainless steel and large nickel-based superalloy production assets (structural cast metals used in the manufacture of aerospace components) to settle antitrust concerns stemming from its acquisition of Wyman-Gordon Company. The order requires Precision Castparts to divest Wyman-Gordon's titanium foundry in Albany, Oregon and Wyman- Gordon's Large Cast Parts foundry in Groton, Connecticut.	11/10/1999	Manufacturing – Industrial Goods

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<b>16. 9910244 - Dominion Resources, Inc.</b>  <a href="http://www2.ftc.gov/os/caselist/c3901.shtm">http://www2.ftc.gov/os/caselist/c3901.shtm</a>  A final order permits Dominion's acquisition of Consolidated Natural Gas Company but requires the divestiture of Consolidated's Virginia Natural Gas, Inc. The complaint alleged that the merger would combine the dominant provider of electric power in Virginia with the primary distributor of natural gas in southeastern Virginia.	11/5 /1999	Energy – Natural Gas
<b>17. 9910178 - Sonat Inc</b>  <a href="http://www2.ftc.gov/os/caselist/c3915.shtm">http://www2.ftc.gov/os/caselist/c3915.shtm</a>  A final order ensures competition in the markets for natural gas transportation out of the Gulf of Mexico and into the southeastern United States. The consent order permitted El Paso's \$6 billion merger with Sonar Inc. and requires the divestiture of Sea Robin Pipeline Company; Sonat's one-third ownership interest in Destin Pipeline Company, L.L.C.; and the East Tennessee Natural Gas Company.	10/22/1999	Energy – Natural Gas
<b>18. 9910319 - VNU N.V.</b>  <a href="http://www2.ftc.gov/os/caselist/c3900.shtm">http://www2.ftc.gov/os/caselist/c3900.shtm</a>  VNU N.V. settled antitrust concerns that its proposed acquisition of Nielsen Media Research, Inc. would restrict competition in the market for advertising expenditure measurement services in the United States. The order requires VNU to divest its Competitive Media Reporting division, the nation's largest supplier in the specialized market.	10/22/1999	Professional Services (Non Health Care) – Other